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**JUL 14 2004**

**OFFICE OF PETITIONS**

In re Application of :  
Kern, et al. :  
Application No. 10/709,315 : DECISION ACCORDING STATUS  
Filed: April 28, 2004 : UNDER 37 CFR 1.47(a)  
Attorney Docket No. BUR9-2003-0046-US1 :  
For: STOP MOTION IMAGING DETECTION :  
SYSTEM AND METHOD :

This is in response to the petition under 37 CFR 1.47(a), filed April 28, 2004.

The petition is granted.

Petitioners have shown that the non-signing inventor, Paul A Manfredi, has refused to join in the filing of the above-identified application after having been presented with the application papers. Specifically, the statement of facts of Attorney Anthony J. Canale and the exhibits to the statement establish that the inventor was successfully mailed the application papers, including the specification, claims and drawings, but the inventor refused to sign the declaration unless an unreasonable amount of additional compensation was provided. Petitioners have submitted a declaration in compliance with 37 CFR 1.63 and 1.64.

This application and papers have been reviewed and found in compliance with 37 CFR 1.47(a). This application is hereby accorded Rule 1.47(a) status.

As provided in Rule 1.47(c), this Office will forward notice of this application's filing to the non-signing inventors at the addresses given in the petition. Notice of the filing of this application will also be published in the Official Gazette.

A courtesy copy of this decision will be mailed to the address given on the petition.

After this decision is mailed, the above-identified application will be forwarded to Technology Center 1756 for examination in due course.

Telephone inquiries should be directed to the undersigned at (703) 308-6712.

A handwritten signature in cursive script, appearing to read "E. Shirene Willis".

E. Shirene Willis  
Senior Petitions Attorney  
Office of Petitions

cc: ANTHONY J. CANALE  
IBM CORPORATION  
INTELLECTUAL PROPERTY LAW - ZIP 972E  
1000 RIVER STREET  
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PAUL A. MANFREDI  
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LETTER

Dear Mr. Manfredi:

You are named as a joint inventor in the above identified United States patent application, filed under the provisions of 35 U.S.C. 116 (United States Code), and 37 CFR 1.47(a), Rules of Practice in Patent Cases. Should a patent be granted on the application you will be designated therein as a joint inventor.

As a named inventor you are entitled to inspect any paper in the file wrapper of the application, order copies of all or any part thereof (at a prepaid cost per 37 CFR 1.19) or make your position of record in the application. Alternatively, you may arrange to do any of the preceding through a registered patent attorney or agent presenting written authorization from you. If you care to join the application, counsel of record (see below) would presumably assist you. Joining in the application would entail the filing of an appropriate oath or declaration by you pursuant to 37 CFR 1.63.

Requests for information regarding your application should be directed to the File Information Unit at (703)308-2733. Information regarding how to pay for and order a copy of the application, or a specific paper in the application, should be directed to Certification Division at (703)308-9726 or 1(800)972-6382 (outside the Washington D.C. area).

Telephone inquiries regarding this communication should be directed to the undersigned at (703) 308-6712.

A handwritten signature in cursive script, appearing to read "E. Shirene Willis".

E. Shirene Willis  
Senior Petitions Attorney  
Office of Petitions

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